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9 DOUGLAS COUNTY, MATTHEW SAMPSON,
10 CHRISTOPHER CARSON, and TYREE HOLDRIDGE

11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA

13 HUNTER SMITH, an individual,

14 Plaintiff,

15 vs.

16 DOUGLAS COUNTY on relation of the
17 DOUGLAS COUNTY SHERIFF'S OFFICE, a
18 political subdivision of the State of Nevada;
19 MATTHEW SAMPSON, individually;
20 CHRISTOPHER CARSON, individually;
21 TYREE HOLDRIDGE, individually; DOES I-
22 V, inclusive,

23 Defendants.

Case No. 3:24-cv-00340-MMD-CLB

ORDER GRANTING STIPULATED
PROTECTIVE ORDER

24 In order to protect the confidentiality of confidential information obtained by the parties
25 identified in the above caption in connection with this case, the parties hereby agree as follows:

26 1. The parties hereby stipulate and agree that the following documents shall be produced
27 by the Defendants, and shall be so designated, as confidential documents:

- 28 A. Documents bate-stamp numbered DC00408 – DC00456 – Inmate Jail file;
B. Documents bate-stamp numbered DC00457 – DC00488 – Inmate Jail Health
Records;
C. Documents bate-stamp numbered DC00495 – DC00528 – Sampson Personnel
Incident Reports;
D. Documents bate-stamp numbered DC00529 -DC00550 – Holdridge Personnel
Incident Reports;

1 E. Documents bate-stamp numbered DC00551-DC00662 – Sampson
2 Employment/Training Records;

3 F. Document bate-stamp numbered DC00926 – approval for request for
4 representation for Sampson;

5 G. Documents bate-stamp numbered DC00930-DC00951, additional
6 Employment/Training records for Sampson;

7 H. Documents bate-stamp numbered DC00952-DC01011, Holdridge
8 Employment/Training Records;

9 I. Documents bate-stamp numbered DC01012-DC01066, Carson
10 Employment/Training Records.

11 3. All confidential information produced or exchanged in the course of this case as
12 described herein (other than information that is publicly available) shall be used by the party or
13 parties to whom the information is produced solely for the purpose of this case.

14 4. Except with the prior written consent of the party or parties who designated the
15 material “Confidential Information,” or upon the prior order of this Court obtained upon notice
16 to opposing counsel, Confidential Information shall not be disclosed to any person other than:

17 (a) counsel for the respective parties to this litigation, including in-house counsel and
18 co-counsel retained for this litigation;

19 (b) employees of such counsel;

20 (c) individual parties, class representatives, any officer or employee of a party, to the
21 extent deemed necessary by Counsel for the prosecution or defense of this litigation;

22 (d) consultants or expert witnesses retained for the prosecution or defense of this
23 litigation;

24 (e) the Court, Court personnel, and court reporters; and

25 (f) witnesses.

26 5. Any persons receiving Confidential Information shall not reveal or discuss such
27 information to or with any person who is not entitled to receive such information, except as set
28 forth herein.

1 6. Unless otherwise permitted by statute, rule or prior court order, papers filed with
 2 the Court under seal shall be accompanied by a concurrently filed motion for leave to file those
 3 documents under seal, and shall be filed consistent with the court's electronic filing procedures
 4 in accordance with Local Rule IA 10-5. Notwithstanding any agreement among the parties, the
 5 party seeking to file a paper under seal bears the burden of overcoming the presumption in favor
 6 of public access to papers filed in court. *Kamakana v. City and County of Honolulu*, 447 F.2d
 7 1172 (9th Cir. 2006) and *Center for Auto Safety v. Chrysler Group, LLC.*, 809 F.3d 1092, 1097
 8 (9th Cir. 2016).

9 7. If a party contends that any material is not entitled to confidential treatment, such
 10 party may at any time give written notice to the party or non-party who designated the material.
 11 The party or non-party who designated the material shall have twenty-five (25) days from the
 12 receipt of such written notice to apply to the Court for an order designating the material as
 13 confidential. The party seeking the order has the burden of establishing that the document is
 14 entitled to protection.

15 8. Notwithstanding any challenge to the designation of material as Confidential
 16 Information, all documents shall be treated as such and shall be subject to the provisions hereof
 17 unless and until one of the following occurs:

18 (a) the party who claims that the material is Confidential Information withdraws such
 19 designation in writing; or

20 (b) the party who claims that the material is Confidential Information fails to apply to
 21 the Court for an order designating the material confidential within the time period specified
 22 above after receipt of a written challenge to such designation; or

23 (c) the Court rules the material is not confidential.

24 9. All provisions of this Order restricting the communication or use of Confidential
 25 Information shall continue to be binding after the conclusion of this action, unless otherwise
 26 agreed or ordered. Upon conclusion of the litigation, a party in the possession of Confidential
 27 Information, other than that which is contained in pleadings, correspondence, and deposition
 28 transcripts, shall either (a) return such documents no later than thirty (30) days after conclusion

1 of this action to counsel for the party who provided such information, or (b) destroy such
2 documents within the time period upon consent of the party who provided the information and
3 certify in writing within thirty (30) days that the documents have been destroyed.

4 10. The terms of this Order do not preclude, limit, restrict, or otherwise apply to the
5 use of documents at trial.

6 11. Nothing herein shall be deemed to waive any applicable privilege or work product
7 protection, or to affect the ability of a party to seek relief for an inadvertent disclosure of material
8 protected by privilege or work protection.

9 12. Any witness or other person, firm or entity from which discovery is sought may
10 be informed of and may obtain the protection of this Order by written advice to the parties'
11 respective counsel or by oral advice at the time of any deposition or similar proceeding.

12 13. By entering into the foregoing Stipulated Protective Order, the parties do not
13 waive the right to assert confidentiality of other documents and/or materials during the pendency
14 of discovery in this case.

15
16 Dated this 13th day of January, 2025.

Dated this 13th day of January, 2025.

17 BREEDEN & ASSOCIATES, PLLC

THORNDAL ARMSTRONG, PC

18
19 By: /s/ Adam Breeden
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By: /s/ Katherine Parks
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Attorney for Defendants

24
25 **ORDER**

26 IT IS SO ORDERED.

27 DATED: This 13th day of January 2025.

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UNITED STATES MAGISTRATE JUDGE